



Postal Registration No. N. E.—771/2006-2008

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## PART-IIA

### GOVERNMENT OF MEGHALAYA ORDERS BY THE GOVERNOR

#### NOTIFICATIONS

The 1st October, 2010.

**No.RDA.28/2010/31.**—It is notified that the land within the boundaries described below measuring **14.99 hec (approx)** in village **Jadigittim** in the district of South Garo Hills is likely to be needed for a purpose viz for the construction of **National Highway - 62**.

#### **BOUNDARIES**

North : Pathargittim akhing  
South : Rongsa awe  
East : Jadigittim  
West : - do -

This notification is made under the provisions of Section 4 of Act 1 of 1894 as amended by the Act 68 of 1984 to all whom it may concern.

Objections to the acquisition if any, filed under Section 5 of any person interested within the meaning of that section within 30 (thirty) days from the date of publication of this notification in the Gazette of Meghalaya and in the two daily newspapers whichever is later before the Deputy Commissioner, South Garo Hills, Baghmara will be considered.

Government are pleased to authorize the Officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts required or permitted by Sub-section (2) of Section 4 of the Act.

**S. R. WALLANG,**

Under Secretary to the Govt. of Meghalaya,  
Revenue and Disaster Management Department.

The 4th October, 2010.

**No.RDA.26/2010/15.—**

It is notified that the land within the boundaries described below measuring **0.80 hac. (approx)** in village **Kapasipara** in the district of South Garo Hills is likely to be needed for a purpose viz for the construction of **Border Out Post.**

**BOUNDARIES** -

<b>Name of land owner</b>	<b>Area of land B-K-L</b>	<b>Boundary :</b>
1. Smt. Nusilla Ch. Sangma	2-3-10	North : Fencing & Road South : Benostha Sangma East : Singsit Marak West : Rongmasu stream
2. Smt. Singsit N. Marak	0-1-10	North : Border Fencing South : Benostha Sangma East : Border Fencing West : Nusilla Ch. Sangma
3. Smt. Benostha D. Sangma	2-3-10	North : Nusilla Ch. Sangma South : Emple Sangma East : Patta land West : Rongmasu stream
4. Smt. Emple Ch. Sangma	2-3-10	North : Benostha Sangma South : Patta land East : - do - West : Rongmasu stream

This notification is made under the provisions of Sec.4 of Act 1 of 1894 as amended by the 68 of 1984 to all whom it may concern.

Objections to the acquisition if any, filed under Sec. 5 of any person interested within the meaning of that section within 30 (thirty) days from the date of publication of this notification in the Gazette of Meghalaya and in the two daily newspapers whichever is later before the Deputy commissioner, South Garo Hills, Baghmara will be considered.

Government are pleased to authorize the Officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts required or permitted by Sub- section (2) of Section 4 of the Act.

**S. R. WALLANG,**

Under Secretary to the Govt. of Meghalaya,  
Revenue and Disaster Management Department.

The 4th October, 2010.

**No.RDA.15/2010/22.**—It is hereby notified that the Land within the Boundaries described below measuring more or less **93510.22 Sq. mts.** at MLHEP from Pdengshakap Leshka Damsite Road towards the steel bridge (Down stream) Elaka Satpator Amlarem Civil Sub-Division Jaintia Hills District is likely to be needed for public purpose; viz for use of Myntdu Leshka Hydro Electric Project from Pdengshakap Leshka Damsite Road towards the Steel bridge (Down Stream of Dam).

**BOUNDARIES**

**(Plot No-1)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-2)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-3)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-4)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-5)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-6)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-7)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-8(a))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-8(b))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-8(c))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-9)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-10)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-11)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-12)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-13)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-14(a))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-14(b))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-14(c))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-14(d))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-15)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-16)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-17)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-18)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-19)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-20)**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

**(Plot No-20(a))**

NORTH	-	Land	of Shri Pil Pohbai.
SOUTH	-	Land	of Shri Pil Pohbai.
EAST	-	Land	of Shri Pil Pohbai.
WEST	-	Land	of Shri Pil Pohbai.

This notification is made under Section 4 of the Land Acquisition Act 1894 (Act I of 1894) as amended by the Amendment Act of 68 of 1984, to all whom it may concern.

Objections to the acquisition if any, filed under Section 5 A by any person(s) interested within the meaning of that section within 30 thirty days from the date of publication of this notification in the Gazette of Meghalaya and in two Local Newspapers whichever is later before the Deputy Commissioner/Collector, Jaintia Hills District will be considered.

Government is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts required or permitted by sub-section 2 of Section 4 of the Act.

**S. R. WALLANG,**

Under Secretary to the Govt. of Meghalaya,  
Revenue and Disaster Management Department.

The 18th October, 2010.

**No.UAU.130/2010/57.**—The Governor of Meghalaya is pleased to notify the program for conduct of Municipal Elections in respect of Williamnagar, Tura, Baghmara and Resubelpara Municipal Boards as follows:-

1. Date of Poll - 29th October, 2010.
2. Date of Repoll (if any) - 30th October, 2010.
3. Date of Counting of votes - 1st November, 2010.

**P. NAIK,**

Principal Secretary,  
Urban Affairs Department.

The 30th September, 2010.

No.AGRI(E)409/76/319:- The services of Shri P.K.Bordoloi, Joint Director of Agriculture, Tura is placed at the disposal of Meghalaya Small Farmers' Agri-Business Consortium(MgSFAC) Hqr. Shillong on deputation for appointment as Joint Managing Director, Meghalaya Small Farmers' Agri-Business Consortium(MgSFAC) under the following terms and conditions of deputation on Foreign Service read with O.M.FEG.74/72/365, dated 17<sup>th</sup> August, 2010 (Copy enclosed) with effect from the date of taking over charge and until further orders:-

**Terms & Conditions**

1. Period of deputation. - One year with effect from the date of joining in the first instance.

2. Pay - During the period of deputation, the Officer will be entitled to draw his own grade pay and allowances as admissible under the State Govt. Rules plus deputation (duty) allowances at 5% of the employee's basic pay subject to a maximum of Rs. 1000% P.M. when the transfer is within the same station and 10% of the employee's basic pay subject to a maximum of Rs. 2000/- p.m. if the transfer is outside the station, provided that the basic pay plus deputation (duty) allowance shall at no time exceed Rs. 46,760/- p.m.(or the maximum of the scale of pay of the deputation post.)
- OR**
- The Officer may elect the scale of pay prescribed by the Foreign Employer/borrowing Government plus other allowances admissible under the Rules of the Foreign Employer/borrowing Government but without the benefit of deputation(duty) allowances subject to the restriction laid down in Para 4.5 of Finance(E)Department O.M.No.FEG.74/72/357,dated 21.12.98.
3. Dearness Allowances etc. - The Officer will be entitled to the dearness allowance under the rules of his parent Government(or under the rules of the Foreign Employer/borrowing Government according to his option to retain his scale of pay under the parent Government or he draws pay in the scale of pay attached to the post under the Foreign Employer/borrowing Government).
4. Joining Time T.A./D.A. - The Officer will be entitled to joining time and T.A./D.A. both on joining the post of deputation and on reversion there from to the parent Government under the rules of the Foreign Employer. The expenditure for the purpose will be borne by the Foreign employer. T.A./D.A. for journeys performed on tour in connection with the work of the foreign employer will be paid by and under the rules of the foreign employer.(In case of deputation to other State Government including Government of India joining time pay and T.A.will be regulated as per provision laid down in Appendix 3-B of Account Code Vol.I).



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- |     |   |   |   |
|-----|---|---|---|
| 5.  | Leave Salary & Pension Contribution               |   | The Foreign Employer will be liable to pay the leave salary and pension contribution according to the rate in force from time to time. Regarding payment of leave salary, the procedure laid down in O.M.No.FEG.74/72/114, dated 4.11.75 shall apply. (In case of deputation to other Governments including Government of India, General Principles as laid down in Account Code Vol-I shall apply. ) |
| 6   | Leave Salary during Disability Leave.             | - | The Foreign Employer will be liable to pay the leave salary in respect of any disability incurred in and through service under the Foreign Employer even if such disability manifests itself after the termination of the service under the Foreign Employer.   |
| 7.  | Pension or Contribution Provident Fund.           | - | The Officer will not be allowed to join any pension or contributory Provident Fund scheme.  |
| 8.  | Medical facilities                                | - | The foreign employer/borrowing Government will provide the medical facilities not inferior to those which the Officer would have been enjoyed in his parent Government but for his deputation.  |
| 9.  | Grant of Gratuity or Pension for injury or Death. | - | The Foreign Employer will be responsible for payment of any gratuity or pension that may be admissible under the rules if any injury is sustained or death occurs during the services under the foreign employer.   |
| 10. | Compensatory allowance.                           | - | The whole expenditure in respect of any compensatory allowance for the period of leave during, and/or at the end of services under the Foreign Employer/borrowing Governments before he joins his parent Government will be borne by the Foreign Employer/borrowing Government.   |
| 11. | Local Allowance                                   | - | The Officer will be entitled to the Local(City) allowance, House rent allowance and other local allowances according to the rules of the foreign Employer/borrowing Government.   |
| 12. | Bonus   | - | The Officer will be entitled to the Bonus if any, at the rate as declared and allowed by the Foreign employer to its employees if he opts the scale of pay of the deputation post.  |
| 13. | Leave Rules                                       | - | The Officer will remain subject to leave Rules applicable to the Service of which he is a member.   |
| 14. | Traveling Concession                              | - | The Officer will be entitled to leave Travel Concession from the Foreign Employer/borrowing Government on the scale he is entitled to under the parent Govt. and the cost of such concession will be borne by the foreign Employer/borrowing Government.  |

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- |  |   |   |
|--|---|---|
| 15. Residential Accommodation.                           | - | The Officer will be entitled to the residential accommodation according to the Rules of his parent Government (or the Rules of the Foreign Employer/ borrowing Government according to his option to draw his own grade pay or the scale of pay of the deputation post )and the expenditure should be borne by the foreign employer/borrowing Government. |
| 16. Moveable and Immoveable Properties                   |   | The Officer will regularly furnish returns of moveable and immoveable properties owned by him to his Parent Government.   |
| 17. Commencement and Termination of Deputation Services. |   | The date of Commencement of the Service Officer handed over charge of the post in his Parent Department/Office and the date of Termination will be the date he taken over charges of the post in his Parent Department/ Office as provided under F.Rs. and S.Rs.  |

H.L.Pyrtuh,  
Secretary to the Govt.of Meghalaya,  
Agriculture, etc. Departments

The 17th August, 2010.

**OFFICE MEMORANDUM**

**Subject :- Transfer of State Government Employees to other Government Departments, Companies, Corporations etc. - Deputation (Duty) Allowance.**

**No.FEG.74/92/365.**—Consequent upon the revision of pay structures on the recommendation of the 4<sup>th</sup> Meghalaya Pay Commission and in partial modification of the previous O.M. No. FEG.74/72/357, dated 21st December, 1998, it has been decided that the existing rate of Deputation (Duty) Allowance as specified under para 4.1 and the limit of Deputation pay as specified under para 4.5 of the said O.M., referred to above, be revised as follows :-

4.1. The Deputation (Duty) Allowance admissible shall be at the following rates.

- (a) 5% of the basic pay subject to a maximum of Rs. 1000/- per mensem for transfer within the same station.
- (b) 10% of the basic pay subject to a maximum of Rs. 2000/- per mensem in all places other than the same station.

Provided that the basic pay plus deputation (Duty) allowance should not exceed Rs. 46,760/- (maximum pay of the Head of Department).

4.5. In order that no employee receives an abnormal pay increase by virtue of being posted on deputation, the Authority ordering the deputation will ensure that the minimum pay in the scale of pay of the post to which such deputation is made is not substantially in excess of his basic pay plus deputation (duty) allowance at prescribed rates. Where such minimum substantially exceeds the emoluments admissible under the alternative of drawing deputation (duty) allowance at prescribed rates, the Appointing Authorities are expected to apply the provisions of Fundamental Rules 37 and specially restrict the pay of deputationists to a suitable figure below the minimum pay of the posts. For sake of uniformity, it has been decided that the pay allowed under Fundamental Rule 37 should not exceed the basic pay of the deputationists by more than the amounts shown below :-

- |   |   |
|---|---|
| (a) For employees in receipt of basic pay below Rs. 9000/-                                  | 20% of basic pay.   |
| (b) For employees in receipt of basic pay above Rs. 9000/- per mensem but below Rs. 19800/- | 15% of basic pay or Rs. 1800/- per mensem whichever is more.  |
| (c) For employees in receipt of basic pay above Rs. 19800/- per mensem.                     | 12½% of basic pay or Rs. 2900/- per mensem whichever is more. |

2. The new rate shall have effect from 1st January, 2007.

3. It may be noted that all other conditions as laid down in the previous O.M.No.FEG.74/72/355, dated 18th September, 1993 would continue to apply, as before.

**N. S. SAMANT,**

Commissioner & Secretary to the Govt. of Meghalaya,  
Finance (Establishment) Department.

The 3rd September, 2010.

**CORRIGENDUM**

**No.FEG.74/72/367.**—The letter No. appeared in O.M.No.FEG.74/92/365, dated 17th August, 2010 may please be read as No.FEG.74/72/365, dated 17th August, 2010.

**D. MUKHIM,**

Under Secretary to the Govt. of Meghalaya,  
Finance (Establishment) Department.

The 3rd August, 2010.

**OFFICE MEMORANDUM**

**No.UAU.121/91/Pt/1.**

It has come to the notice of Government in Urban Affairs Department that some doubts have arisen in the interpretation of the word 'excluding the normal areas' appearing in the Notification No. TCP. 111/88/40, dtd. 13.1.1989. It is clarified that the words 'excluding the normal areas' have been used in this context to emphasise the extent of area of operation under the aforesaid act to the whole of the State with immediate effect, keeping in mind that the Act was already in force in the normal areas by virtue of sub-section (2) of Section 1 of Meghalaya Town & Country Planning Act, 1973 (Assam Act No. 2 of 1960 as adapted and amended by Meghalaya).

**P. Naik**

Principal Secretary to Govt. of Meghalaya  
Urban Affairs Department.

NO.RDA.3/2008/23,

Shillong, the 1<sup>st</sup> October, 2010.

It is hereby notified that the land within boundaries described below measuring more or less **916101.92 Sq.Mts.** in the Village of **Kyrdem Kulai** in **District Ri-Bhoi**, is likely to be needed for Public Purpose, viz **for setting up the Central Agricultural University at Kyrdem Kulai, Ri Bhoi District, Meghalaya.**

<b>NORTH</b>	<b>P.W.D. Road.</b>
<b>SOUTH</b>	<b>River Umtrew</b>
<b>EAST</b>	<b>Land of Monica Kharsati</b>
<b>WEST</b>	<b>Land of R.Warjri.</b>

This Notification is made under the Provision of Section-4 of Act 1 of 1894 as amended by the Act 68 of 1984 to all whom it may concern.

Objection to the acquisition if any, filed Under Section 5A by any person interested within the meaning of that section within 30 (thirty) days from the date of Publication of this Notification in the Gazette of Meghalaya and in the two daily News Paper whichever is later before the Deputy Commissioner, Ri-Bhoi District, Nongpoh will be considered.

Government are pleased to authorize the Officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts required or permitted by Sub-Section (2) of Section 4 of the Act.

**S.R.Wallang**  
**Under Secretary to the Government of Meghalaya,**  
**Revenue & Disaster Management Department, Shillong.**

The 7th October, 2010.

No.F(PR)-177/2009/Pt.I/34 – In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Meghalaya is pleased to order that the following amendments shall be made to the Pay Schedule appended to the M.S. (ROP) Rules, 1997 and published vide Finance Department's Notification No.F(PR)-98/97/65, dated 21.2.2000; namely:-

In the said schedule under the Head "Home (Police) – State Fire Service Organisation" the following new entries shall be inserted below the existing entries.

<u>Name of the post or service</u>	<u>Existing scale of pay</u>	<u>Revised scale of pay</u>	<u>Remarks</u>
Assistant Fire Prevention Officer	1800-70-2150-EB-80- 2550-90-3000-100-3600	5500-160-6460-EB- 175-7860-190-9760	
Senior Station Officer-cum- Assistant Divisional Officer	1800-EB-2150-EB-80- 2550-90-3000-100-3600	5500-160-6460-EB- 175-7860-190-9760	

(B.K. Dev. Varma)  
Principal Secretary to the Govt. of Meghalaya,  
Finance Department.

The 7th October, 2010.

No.F(PR)-177/2009/Pt.I/35 – In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Meghalaya is pleased to order that the following amendments shall be made to the Pay Schedule appended to the M.S. (ROP) Rules, 2009 and published vide Finance Department's Notification No.F(PR)-69/2009/37, dated 03.03.2010; namely:-

In the said schedule under the Head "Home (Police) – State Fire Service Organisation" the following new entries shall be inserted below the existing entries.

<u>Name of the post or service</u>	<u>Existing scale of pay</u>	<u>Revised scale of pay</u>	<u>Remarks</u>
Assistant Fire Prevention Officer	5500-160-6460-EB-175-7860-190-9760.	14700-370-17290-EB-480-21610-650-28760.	
Senior Station Officer-cum-Assistant Divisional Officer	5500-160-6460-EB-175-7860-190-9760.	14700-370-17290-EB-480-21610-650-28760.	

(B.K. Dev. Varma)  
Principal Secretary to the Govt. of Meghalaya,  
Finance Department.

The 11th October 2010.

**No.ERTS(E)11/98/262.**—In exercise of the powers conferred by Section 36 of the Meghalaya Excise Act (Assam Act I of 1910 as adapted by Meghalaya), the Governor of Meghalaya is hereby pleased to further amend the Meghalaya Excise Rules (Assam Rules of 1945 as adapted) and amended by Meghalaya hereinafter referred to as the Principal Rules, namely :-

(I) **Short title and Commencement -**

- (1) These Rules may be called the Meghalaya Excise (Amendment Rules), 2010.
- (2) They shall come into force with effect from the date of notification.

(II) **Amendment of Rule 246** - The rates of security deposit shown in Rule 246(A) of the Principal Rules, at clause (A) (i), (ii), (iii) and (iv), the following shall be substituted namely.

- |     |      |                           |   |                |
|-----|------|---------------------------|---|----------------|
| (A) | i.   | Bonded Warehouse          | - | Rs. 3,00,000/- |
|     | ii.  | Distillery/Bottling Units | - | Rs. 3,00,000/- |
|     | iii. | IMFL retail license       | - | Rs. 50,000/-   |
|     | iv.  | Bar license               | - | Rs. 40,000/-   |

The security deposit shall be made in the form of a fixed deposit which shall remain valid for a period of 5 (five) years pledged in favour of the Commissioner of Excise and shall be renewable on expiry thereof and be deposited by all licensees prior to issue / renewal of license.

The Notification No.ERTS(E)11/98/124, dated 3rd July, 2009 stands modified to the extent indicated above.

Commissioner & Secretary to the Government of Meghalaya,  
Excise, Registration, Taxation & Stamps Department.



NO RDA.3/2008/23.

Shillong, the 1<sup>st</sup> October, 2010.

It is hereby notified that the land within boundaries described below measuring more or less 916101.92 Sq.Metres in the Village of Kyrdem Kulai in District Ri-Bhoi, is likely to be needed for Public Purpose, viz for setting up the Central Agricultural University at Kyrdem Kulai, Ri Bhoi District, Meghalaya.

SHATEI	P.W.D. Road
SEPNGI	Land of R.Warjri.
SHATHIE	River Umtrew
MIHNGI	Land of Monica Kharsati

This Notification is made under the Provision of Section-4 of Act 1 of 1894 as amended by the Act 68 of 1984 to all whom it may concern.

Government is pleased to authorize the Officers for the time being engage in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts required or permitted by Sub-Section (2) of Section 4 of the Act.

In exercise of the powers conferred by section 17(A) of the act, Government have decided that in view of the urgency of the project provisions of section-5 of the Act shall not apply in the land described above.

S.R.Wallang.  
Under Secretary to the Government of Meghalaya,  
Revenue & Disaster Management Department,  
Shillong.

The 13<sup>th</sup> October, 2010.

**No.MSERC/05/2010/41.** - The following draft of the regulations which the Meghalaya State Electricity Regulatory Commission proposes to make in exercise of the powers conferred by section 181 read with sections 61(b) and 86(1) (e) of the Electricity Act, 2003 is hereby previously published as required under sub section (3) of section 181 aforesaid and notice is hereby given that any person or persons interested in the matter may send their objections, suggestions or comments to the Secretary of the Commission at the New Administrative Building, Lower Lachumiere, Shillong-793001 with 30 days from the date of publication of this notification in the Gazette of Meghalaya for consideration by the Commission before a decision is taken, namely –

**THE MEGHALAYA STATE ELECTRICITY REGULATORY COMMISSION (PROCUREMENT OF  
ENERGY FROM RENEWABLE SOURCES)  
REGULATIONS, 2010**

(                      **OF 2010**)

**1. Short title and commencement**

- (1) These regulations may be called the Meghalaya State Electricity Regulatory Commission (Renewal Purchase Obligation and its Compliance) Regulations, 2010.
- (2) They shall come into force on the date of their publication in the Gazette of Meghalaya.

**2. Definitions and Interpretation :** (1) In these regulations, unless the context otherwise requires -

- a) 'Act' means the Electricity Act, 2003 (36 of 2003);
- b) 'Central Agency' means the Agency designated as such under the provisions of the Central Regulations, 2010.
- c) 'Central Commission' means the Central Electricity Regulatory Commission referred in sub-section (1) of section 76 of the Act;
- d) "Central Regulations 2010" means the Central Electricity Regulatory Commission (Terms and Conditions for Recognition and Issuance of Renewable Energy Certificate for Renewable Energy Generation) Regulations, 2010.
- e) "certificate" means the renewable energy certificate issued by the Central Agency in accordance with the procedure prescribed by it under the Central Regulations;
- f) 'Commission' means the Meghalaya State Electricity Regulatory Commission;
- g) 'obligated entity' means a distribution licensee, a consumer owning a captive power plant and an open access consumer in the State of Meghalaya which is mandated to purchase electricity from renewable energy sources and to fulfill the requirements under these regulations;

- h) 'Power Exchange' means any exchange operating as the power exchange for electricity in terms of the orders issued by the Central Commission;
- i) "renewable energy sources" means renewable sources such as small hydro, wind, solar including its integration with combined cycle, biomass, bio fuel cogeneration, urban or municipal waste and such other sources as recognized or approved by the Ministry of New and Renewable Energy;
- j) 'State Agency' means the agency designed as such by the Commission under sub-regulation (1) of regulation 5; and
- k) 'year' means a financial year commencing from April and ending March next following.
- (3) Words and expressions used in these regulations and not defined but defined in the Act or the Central Regulations shall have the same meaning assigned to them respectively in the Act or the Regulations, as the case may be.

### 3. Operative Period:

The Renewable Purchase Obligation (RPO) framework stipulated under these regulations shall commence from the date of notification of these regulations in the Gazette of Meghalaya and shall remain operative until it is revised.

### 4 Quantum of Renewable Purchase Obligation (RPO)

(1) Every obligated entity shall purchase electricity (in KWh) from renewable energy sources at a quantum which is not less than the minimum calculated on the basis of percentage of the total consumption of the consumers in an area of the entity.

(2) At the commencement of these regulations the minimum percentage shall be as hereinbelow specified, that is –

Year	Minimum quantum of purchase (in %) from renewable energy sources (in kWh)			
	Total	Wind	Solar	Others
2010-11	0.5 %	0.1 %	0.2 %	0.2 %
2011-12	0.75 %	0.15 %	0.3 %	0.3 %
2012-13	1.0 %	0.20 %	0.4 %	0.4 %

(3) At the end of 2012-13 The Commission may, by Order passed, refix the percentage for subsequent years:

Provided that if no such Order is passed the percentage specified for 2012-13 shall continue until it is revised.

- (4) The percentage specified in sub regulation (2) shall be inclusive of purchase, if any, from renewable energy sources already being made by the obligated entity concerned.
- (5) Any agreement for purchase of renewable energy sources already entered into by a distribution licensee shall continue to be valid till it expires, even if the total purchase under such agreement exceeds the percentage as specified in sub-section (2).
- (6) The Commission may, suo moto or at the request of a licensee, revise the percentage targets for a year keeping in view the supply constraints or other factors which are beyond the control of the licensee.

## **5. Certificates issued under the Regulations of the Central Commission**

- (1) The certificates issued under the Central Regulations, 2010 shall be the valid instruments for the discharge of the mandatory obligation set out under these regulations:

Provided that where an obligated entity has fulfilled the obligation by purchase of certificates, the obligation to purchase electricity from generation based on solar renewable energy source shall be deemed to have been fulfilled by purchase of solar certificates only and the obligation to purchase electricity from other renewable energy sources shall be fulfilled by purchase of such non-solar certificates.

- (2) Subject to such direction as the Commission may give from time to time, the obligated entity shall act consistent with the Central Regulations, 2010 in regard to the procurement of the certificates for fulfillment of the obligation under these regulations.
- (3) certificates purchased by the obligated entities from the Power Exchange shall be deposited by the obligated entities with the appropriate agency in accordance with the detailed procedure to be issued by the Central Commission or the Central Agency, as the case may be.

## **6. State Agency**

- (1) The Commission shall designate an agency to be the State Agency for accreditation and recommending the renewable energy projects for registration and for undertaking other functions as may be entrusted by the Commission.
- (2) The State Agency shall function in accordance with the directions issued by the Commission and shall act consistent with the procedures laid down by Central Agency in the discharge of its functions under the Central Regulations, 2010.
- (3) The State Agency shall submit quarterly report to the Commission in respect of compliance of renewable purchase obligation by the obligated entities in the format as may be laid down by the Commission and may also suggest appropriate action, if any, for securing compliance with the renewable purchase obligation.

- (4) The Commission may from time to time fix the remuneration and charges payable to the State Agency for discharge of its functions and the same may be recovered from the accredited entities and from the obligated entities.
- (5) If the Commission is satisfied that the State Agency is not able to discharge its functions satisfactorily, it may by Order, and after recording reasons in writing, designate another agency to function as State Agency as it considers appropriate.

**7. Distribution licensee.**

- (1) A distribution licensee shall indicate along with sufficient proof the estimated quantum of energy to be purchased from renewable energy sources for an ensuing year in tariff and also the annual performance review petition in accordance with regulations as may be specified by the Commission and the estimated quantum of purchase shall be in accordance with sub-regulation (2) of regulation 4 of these regulations.
- (2) In the event of the actual consumption in the license area being different from that approved by the Commission, the RPO shall be deemed to have been modified accordingly.
- (3) If the distribution licensee is unable to fulfill the obligation, the shortfall in the specified quantum for the year shall be added to the specified quantum for the following year, and credit for excess purchase shall not be adjusted in the ensuing year.
- (4) If despite availability of renewable energy sources the distribution licensee fails to fulfill the minimum quantum of purchase the licensee shall be liable to pay compensation as per regulation 9 of these regulations.

**8. Application of RPO to captive power plant owners and open access consumers**

- (1) The obligation to purchase electricity and the percentage as specified in sub-regulation (2) of regulation 4 may, by an Order of the Commission, be made applicable to captive power plant owners and open access consumers from such date as it may appoint.
- (2) A captive power plant owner or an open access consumer who fails to purchase the minimum percentage as so specified shall be liable to pay regulatory charge.
- (3) Captive power plant owners and open access consumers shall-
  - (a) submit details of total consumption of electricity and purchase of electricity made from renewable energy sources before the thirtieth day of April of each year; and
  - (b) fulfill the obligation by purchase of certificates referred to in regulation 5.

**9. Consequences of default**

- (1) If an obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund to be created and maintained by the State Agency such amount as the Commission may determine.

- (2) The fund so created shall be utilized for purchase of the certificates as the Commission may direct.
- (3) The Commission may empower an officer of the State Agency to operate the fund and procure from the Power Exchange the required number of certificates to the extent of the shortfall to fulfill of the obligation.
- (4) An obligated entity shall be in breach of its license condition if it fails to deposit the amount directed by the Commission under sub-regulation (1) within 15 days of the communication of the direction.
- (5) In case of genuine difficulty in complying with the obligation because of non availability of certificates, the obligated entity may apply to the Commission for carrying over the compliance requirement to the following year.

#### **10. Renewable Energy pricing**

- (1) A new renewable energy project commissioned during the operative period shall have an option of following either the tariff pricing structure and other conditions as may be stipulated in the relevant technology specific tariff regulations of the Commission or adopt the REC mechanism.
- (2) Projects which opt either for preferential tariff or for REC based mechanism shall have to continue with the selected pricing mechanism for the entire tariff period or until the validity of Power Purchase Agreement ceases, whichever is later.

**Explanation** : Preferential tariff means the tariff fixed by the Commission for sale of electricity for the purpose of these regulations.

- (3) Such a new renewable energy project shall exercise its choice for selection of appropriate pricing mechanism prior to execution of the PPA with the distribution licensee or with open access consumer, as the case may be.
- (4) An existing renewable energy project for which a long term PPA is already in place, may be allowed to participate in REC scheme only after the expiry of the PPA and prior termination of the PPA will not entitle the project to participate in the REC mechanism.

**Note 1** - The REC mechanism entails pricing of two components, namely, electricity component and renewable energy component or REC representing environmental attributes of renewable energy generation. For the purpose of the operating period the effective electricity component price shall be equivalent to "Pooled Cost of Power Purchase" of the host Utility, whereas, the price of RECs shall be as discovered in the Power Exchange.

**Note 2-** “Pooled Cost of Power Purchase” is the weighted average pooled price at which the distribution licensee has purchased the electricity including cost of self generation, if any, in the previous year from all the long-term and short-term energy suppliers, but excluding those based on renewable energy sources.

**Note 3** - The Central Commission may, in consultation with the Central Agency and the Forum of Regulators, from time to time provide for the forbearance price separately for solar and non-solar RECs.

**Note 4** - “Forbearance price” is the ceiling price determined under the Central Regulation, 2010 within which only the certificates can be dealt in the power exchange.

**Note 5** - With the development in the electricity sector, the pricing methodology for electricity component and REC may be reviewed at periodic intervals by the Commission.

#### **11. Grid connectivity**

- (1) An entity generating electricity from renewable energy sources irrespective of installed capacity shall have open access to any licensee’s transmission system or distribution system or grid, as the case may be, and such a licensee shall provide appropriate interconnection facilities, as far as possible, before commercial operation commences.
- (2) The interconnection facilities, whenever provided, shall follow the grid connectivity standards as specified in the Indian Electricity Grid Code.
- (3) For evacuation of the power, the entity generating the electricity shall develop the necessary infrastructure from the generation point to the interconnection point and, the licensee beyond the interconnection point, and the cost for such development shall be according to the pricing framework as may be laid down by the Commission.
- (4) The State transmission utility and the distribution licensees shall take timely steps to strengthen the system to facilitate open access for transmission of electricity from renewable energy sources.

#### **12. Power to remove difficulties**

If any difficulty arises in giving effect to the provisions of any of these regulations, the Commission may, by general or specific order, relax the provisions to such extent as it deems necessary to remove the difficulty.

#### **13. Power to amend**

The Commission shall have the power to review and to amend these regulations or any provisions thereof.

**Secretary**  
**Meghalaya State Electricity Regulatory Commission.**